



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

App. No. : 10/791,970
Applicants : Weiling Peng and Jeffrey Bergh
Filed : March 2, 2004
TC/A.U. : 1733
Examiner : Barbara J. Musser
Docket No. : 129843-1037
Customer No. : 60148
Confirmation No. : 3693

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR SUBMISSION OF POWER OF ATTORNEY AND
CHANGE OF CORRESPONDENCE ADDRESS**

Dear Sir:

Applicants again request that pursuant to an original submission of a Power of Attorney and Correspondence Address Indication Form faxed November 22, 2006, and received by the Central Fax Center on November 22, 2006, a Power of Attorney for practitioners associated with Customer No. 60148 be made or record for the above-identified patent application. Applicants further request the address of correspondence for the above-identified application be changed to that associated with Customer No. 60148. Confirmation of this request is respectfully requested. A copy of the original facsimile transmission sent November 22, 2006, is also included with this request.

Respectfully submitted,

Dated: Oct 23, 2007

Monique A. Vander Molen

Monique A. Vander Molen
Registration No. 53,716
Gardere Wynne Sewell LLP
1601 Elm Street, Suite 3000
Dallas, Texas 75201-4761
(214) 999- 4330 – Telephone
(214) 999- 3623 – Facsimile

**GARDERE**attorneys and counselors ■ www.gardere.comRECEIVED
CENTRAL FAX CENTER
NOV 22 2006**Fax**

DATE November 22, 2006

| TO | COMPANY | PHONE NO. | FAX NO. |
|-------|---------|-----------|--------------------------------------|
| USPTO | | | Central Fax# 571.273.8300 |

| | | |
|-------------------------------|----------------|----------------------------------------------------------|
| FROM | Robert J. Ward | rward@gardere.com |
| DIRECT LINE | 214-999-4266 | |
| DIRECT FAX | 214-999-3288 | |
| CLIENT/MATTER NO. | 129843 1037 | |
| TOTAL PAGES (including cover) | 3 | |

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I, Jan Jones, hereby certify that on November 22, 2006, the following papers (along with any paper referred to as being attached or enclosed or actually enclosed) are being facsimile transmitted to the U.S. Patent and Trademark Office at 571.273.8300.


Signature of Person Certifying

Application No. 10/791970

Filing Date: March 2, 2004

Title: FIBROUS CEMENTITIOUS PLANK ASSEMBLY HAVING A
PROTECTIVE FILM AND METHOD OF MAKING SAME

Documents Enclosed:

1. Power of Attorney and Correspondence Address Indication Form
2. Statement Under 37 CFR 3.73(b)

NOTICE BY GARDERE WYNNE SEWELL LLP

The message herein contained or attached documents accompanying this facsimile contains information from the law firm of Gardere Wynne Sewell LLP which is confidential and/or privileged, or may contain attorney work product. The information is intended only for the use of the addressee named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of such facsimile and attachments is strictly prohibited, and may be unlawful. If you have received this facsimile in error, please destroy without disclosing the contents, and notify the sender immediately. Unintended transmission does not constitute waiver of the attorney-client privilege or any other privilege.

Unless expressly stated otherwise, nothing contained in such message should be construed as a digital or electronic signature, nor is it intended to reflect an intention to make an agreement by electronic means.

DALLAS 1728487v1

GARDERE WYNNE SEWELL LLP

3000 Thanksgiving Tower, 1601 Elm Street Dallas, Texas 75201-4761 ■ 214 999 3000 Phone ■ 214 999 4667 Fax

Austin ■ Dallas ■ Houston ■ Mexico City



**POWER OF ATTORNEY
and
CORRESPONDENCE ADDRESS
INDICATION FORM**

| | |
|------------------------|-------------------------|
| Application Number | 10/791 970 |
| Filing Date | 3-2-2004 |
| First Named Inventor | Weiling Peng |
| Title | Fibrous Cementitious... |
| Art Unit | 1733 |
| Examiner Name | MUSSER Barbara J. |
| Attorney Docket Number | 129843.1037 |

I hereby revoke all previous powers of attorney given in the above-identified application.

I hereby appoint:

☒ Practitioners associated with the Customer Number:

60148

OR

☐ Practitioner(s) named below:

| Name | Registration Number |
|------|---------------------|
| | |
| | |
| | |
| | |

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☒ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

☒ Firm or Individual Name: Robert J. Ward, Gardere Wynne Sewell LLP

Address

1601 Elm Street, Suite 3000

City

Dallas

State

Texas

Zip

75201

Country

United States of America

Telephone

214.999.4266

Email

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/46)

SIGNATURE of Applicant or Assignee of Record

| | | | |
|-------------------|------------------------------------------------------------|-----------|-----------------|
| Signature | <i>Benjamin P. Butterfield</i> | Date | March 15, 2006 |
| Name | Benjamin P. Butterfield | Telephone | +31 20 3012 986 |
| Title and Company | General Counsel, James Hardie International Finance B.V. | | |
| Signature | <i>Nina Morris</i> | Date | March 15, 2006 |
| Name | Nina Morris | Telephone | +31 20 3013 824 |
| Title and Company | Managing Director, James Hardie International Finance B.V. | | |

**RECEIVED
CENTRAL FAX CENTER
NOV 22 2006**



11-22-06

15:15

From-GARDERE

+2149994176

T-898 P.03/03 F-384

RECEIVED
CENTRAL FAX CENTER

NOV 22 2006

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner James Hardie International Finance B.V.Application No./Patent No./Control No. 10/791,970 Filed/Issue Date: March 2, 2004Entitled: Fibrous Cementitious Plank Assembly Having A Protective Film and Method of Making SameJames Hardie International Finance B.V. a

(Name of Assignee)

(Type of Assignee, corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel: _____ Frame _____ or a true copy of the original assignment is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows

1. From: Weiling Peng To: James Hardie Research Pty Limited
The document was recorded in the United States Patent and Trademark Office at
Reel 018542 Frame 0223 or for which a copy thereof is attached.
2. From: James Hardie Research Pty Limited To: James Hardie International Finance B.V.
The document was recorded in the United States Patent and Trademark Office at
Reel 015980 Frame 0271 or for which a copy thereof is attached
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____ Frame _____ or for which a copy thereof is attached

☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

(NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08)

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Benjamin P. Burgerfield
SignatureBenjamin P. Burgerfield
Printed Or Typed NameGeneral Counsel, James Hardie International Finance B.V.

Title

Nina Montz
SignatureNina Montz
Printed Or Typed NameManaging Director, James Hardie International Finance B.V.

Title

March 15, 2006
Date+31203012986
Telephone NumberMarch 15, 2006
Date+31202013824
Telephone Number